PTD

G. R. S. 58
Previous references.

File No. 59-07

190

Serial Nos. 1-2.

(Irumpl.)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-2

Part B. for August 1907.

SUBJECT.

Irregularities committed by Mr. J. L. D'Cruz, Ex Supt. of the Mysore City Improvements Division in passing certain bills.

From the Chairman Trust Board, Mysore.
No. 587 dt. 27-07. wrngs to notice that Mr. D'Cruz while in charge of the Chairman's office in June 1907 passed 3 bills of Putte Gauda, a task worker under the Board for having cut and carted earth from the sites of certain lands acquired paying the rate and increasing the distance settled by the Chairman

2. To the Chairman, Trust Board Mysore No 1684-58. 20-8-07 / Engineer
Observes that Mr D'Cruz's act was not proper and draws the Chairman's attention to recording the rates even in the case of petty pieces

G.R.S. 11] 1907.8

GENERAL AND REVENUE SECRETARIAT.

(Mucl)

NOTES.

File No. 59

FILE HEADING.

Irregularities committed by Mr J.E. A D'Cruz, Esq Engr of the Mysore Civil Improvements Division in passing certain Bills

From

The Chairman of the Board of Trustees for the Right of the City of Mysore

No. 587 Dated 2.7.1907 Received 4.7.1907

Diary No. 80	Enclos. 7 Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Brings to notice that Mr D'Cruz while in charge of the Chairmans office in Jany 1907 passed 3 bills of Puttegowda, a task-worker under the Board, for having cut & carted earth from the horcas acquired behind the Sayaji Rao Road frontage raising the scale of 3 as a cubic yard to 4 as a altering the distance to which the earth was carted from 2½ furs to 3 furs without any explanation on the bills as to why the alterations were made and that there is no application from the Contractor claiming enhanced rate

NOTES AND ORDERS.

Submitted for orders. as to
Noting whether this may be sent to
5.7.1907 the Chief Engineer & Secy PWD
for favour of opinion - HB

5/7/07

GPB--30,000--20-3-06.

S

P 3895

Next—first sheet.

1st C HB

Mr Rao 6/7

Mr J Cruz

G. R. S. 12]
General and Revenue Secretariat.

H/H File No. 59 of 1907 (2

Serial No. U.R. 10.7.1907 & 8.7.1907

Forwarded unofficially to the Chief Engineer for favour of his opinion on the allegations contained in the paper under disposal

8/7

C.S. Balasundaram
Offg Secy to Govt,
Genl & Rev Depts

U.R. No 90 of 9.7.07

It seems to me that the question is one which should be enquired into & dealt with by the Board of Trustees collectively, if they consider there was any intentional action by Mr. D'Cruz to modify an order passed by the Chairman. So far as I can see from Mr. D'Cruz letter he was unaware of any rate having been fixed by the Chairman & agreed to by the contractors; and if the contractors refused to accept the rate of 3 annas, if there was apparently no formal agreement on record in the Chairmans office that they had entered into in writing to do the work at Nineteen) I cant see that Mr. D'Cruz should have acted in any other way than to go and the question of what a fair rate would be, & in doing so I presume he found the average lead was 3 furlongs instead of 2½ furlongs. Until an enquiry had been formally conducted & Mr. D'Cruz's action proved to have been biassed I do not think the matter need have been reported to Govt at all.

M. Sivaswamy Aiyar
9-7-07 Chief Engineer

Note- Contin sheet

U.P.B. - 50,000 17--7-07

G. R. S. 12]
General and Revenue
Secretariat.

Ind File No. 59 of 190 7 (3)

Serial No.

The Chief Engineer suggests an enquiry by the Irrigt Board, but I am doubtful of the advisability of ordering such an investigation. The matter may perhaps be enquired into by ~~Government~~ a member of Govt. The question of Mr D'cruz's conduct is important in view of arrangements under in contemplation for amalgamating the Irrigt Bd with the Municipality. Submit to Dewan through Mr Vr Bungalow

33957)
11-7-07)

1 Please place the file before the Dewan — 7. 9/5/07 C88

2 I know not that any useful purpose will be served by examining the case of the Committee Irrigt Board as suggested by the Chief Engineer — Under Section 12 of the Regulations the Exec Engineer (Mr D'Cruz) is subordinate to the Chairman Irrigt — Mr D'Cruz's action under objection was taken by him. White in charge of the Chairman's office during Mr Sitaramayya's short absence —

3 White recently at Mysore. I had occasion to visit the Chairmans

Work- South sheet.

URB - 50,0017—7-07

G.R.S. 12]
General and Rev ıuc
Secretariat.

ML File No. 59 of 1907 (4

erial
No.

Chairmans file, I derived the impression that the incident which forms the occasion for the present Report is the outcome of strained relations betn Mr D'Cruz & the Chairman, the correspondence of the former being conducted in a tone & temper unbecoming in a subordinate - Mr D'Cruz thinks that he must have all the powers of an executive Engineer as allowed in the P.W.D. Code & be independent of the Chairman in the exercise of those powers - On the other hand the Chairman insists on subordination & amenability to his discipline & control - I have spoken to both Mr D'Cruz & Mr Sitaram when they were here & explained to them.

4 The bills submitted by the Chairman may be returned with the remark that in the opinion of Govt the proper course for Mr D'Cruz to adopt was if necessary to make part payment

Note—Contn. sheet

G.P.S.—15,000—15-1-07

G.R.S. 12]
General and Revenue
Secretariat.

ML File No. 59 of 1907 (5)

Serial No.

Payment of reserve the final settlement be effected by Mr Vitanam Row on his return from leave when there is imminent rather than risk the inconvenient & undesirable Consequences of increasing rates — A paragraph may be added pointing out to the Chairman the desirability of vending rates even in the case of petty service work Contracts as an essential & effective means of avoiding misunderstandings with Contractors — [illegible] 24/7/07

5562 (Dewan) 23.7.07

CBS 24/7/07 Dalgal

[illegible] 27/7/1907

Pubnl draft CBS 30/7

IAS cl 30.7.07

3397(3) 9.8.07

Draft submitted CBS 30/7

Submitted CBS 30/7

Draft approved [illegible]

Print—Contra. about

G. R. S. 12]
General and Revenue
Secretariat.

File No. 59 of 1907

16

Serial No.

Home C87 1/1/1907

2 To The Chairman Forest Board
Mysore & The Chief Engineer
of Mysore. No. 16 Dated 20.8.07
Reverse that Mr. D'Cruz's
action in having the sale
was not passed & draw to
the Chairman's
Attention to Recording the Sale
given in the case of petty
piece work contracts

Note—Contn. sheet

GPB—57/00—28-8-07

2L 59-07

S/1

No. 587
Encs. 1 file & 36 bills.

D80

OFFICE OF THE CHAIRMAN OF THE BOARD OF TRUSTEES,
FOR THE IMPROVEMENTS OF THE CITY OF MYSORE.
Mysore, Dated, 2nd July *1907*

FROM

D.Sitarama Rao, Esq.,
Chairman of the Board of Trustees,
Mysore City Improvements.

To

C.S.Balasundaram Aiyar, Esq., B.A.,
Offg. *Secretary to the Govt. of H. H. the Maharaja*
of Mysore, General & Revenue Departments.

SIR,

I have the honor to submit the following facts to the notice of Government:-

1. In connection with the improvement of the site of houses acquired behind the Sayaji Rao. Road frontage in Block No.34, No.III Drainage area, Devaraj Mohalla, Puttegowda, Mysore, a task-worker under the Board was required by me to cut and cart earth of the locality at the rate of 3 annas for a cubic yard of earth so cut and carted to an appointed place.

2. During the period when Mr.D'Cruz was in charge of the current duties of the Chairman's Office under Government Notification No.5325/Ml.33-06-4 dated 19-12-1906, the work done by this task-worker was measured up by the Sub Overseer in charge and checked by the Sub Division Officer, and bills were prepared at the promised rate and submitted for payment.

3. In passing these bills, Mr.D'Cruz raised the rate entered in the bills from annas 3 to annas 4 per cubic yard, and altered also the distance to which the earth was carted from 2½ furlongs, as entered by the Sub Overseer in charge to 3 furlongs. These bills are submitted herewith

1907

From

The Chairman,
Mysore City Improvement
Trust Board.

To

The Secretary to the Government
of H. H. the Maharaja of Mysore,
General & Revenue Departments.

Dated 2nd July 1907

Despatched 6th July 1907

General No. 587.

Enclosure No. 1 Feb. Order
Three bills

Subject.

Reporting that, during the absence of Dr. D. Subbarama Rao, Chairman on leave in January last, Mr. J. S. A. D'Souza, the then acting Chairman, made the rates of 6 items of the work-order under the Board contrary to the rates originally promised to him, thus making the Government incur an excess of expenditure

herewith. It will be seen therefrom that against Rs.1885-15-0 at which the work of the task-worker was valued according to the originally promised rate, he was ordered to be paid Rs.1781-4-0, or Rs.445-5-0 in excess without a line of explanation ~~on the bills~~ as to why the rate and distance to which the earth was carried, were altered.

4. After I re-entered on my duties from leave, I found out this over-payment, and issued orders for recovering the same from the subsequent bills of the task-worker, vide correspondence enclosed in original.

5. Rupees 345-15-0 has already been recovered and there remain but Rs.100/- nearly for future recovery, which will be caused to be adjusted in due course.

6. Having regard to the fact that the bills were prepared by the Sub Division Officer at 3 annas per cubic yard, and that there is no application even by the contractor claiming an enhanced rate, I am obliged to characterise the Executive Engineer's explanation furnished in his No.67 dated 21/26th February 1907, which is enclosed in original, as audacious.

7. The transaction in question instances how Mr.D'Cruz sacrifices Government interests on behalf of his favourites; and if left for himself, how unrealiable his doings will be, and what the same will culminate in, if strict control and close scrutiny are not exercised over his official doings. It is regrettable also that he, in Executive Engineer's grade, did not realise the loss the Government would sustain by enhancing the rate by about 33 per cent per cubic yard, when much more of a similar nature is remaining to be done.

8. I beg the return of the original papers and bills

sent

G.R.S. 28]

File No. 37-07
Serial No. 2

Diary No. of letter replied to 80

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.
(Mil)

Dated , the 31st. July 1907

Date of issue 20-8-07.

Signed by

READ—

Letter no 587 dated the 2nd July 1907 from the Chairman of the Board of Trustees for the Mysore City Improvements, bringing to the notice of Government with certain observations that

[illegible] the objectionable [illegible] the [illegible] of Mr D'Cruz, Ex. Engineer, in [illegible] rates the scales and distances in certain bills of one Puttegowda, a task-worked, and favored them while he was incharge of the

over

SUBJECT

Enforced duties of the Chairmans office in January 1907, although there was no official Caution from the Main Chairman ~~Such enhanced rates, and official~~ that the Reconstruction Moneys from date of being taken Over could enforced Low behalf of the Contractors

Orders thereon 1684-5 of 1907 — 9-10-07

Mr Deane has explained that the Contractors declined to sign the bills disbursing the rates, that he was not aware of the rates settled with the Contractor by the permanent Chairman and that the rates allowed by him were equitable. ~~Such as the~~ Exc Engineer is ~~directly~~ subordinate to the Chairman ~~duties~~ under Sec: 12 of the Improvement Improvement Regulation and Act

in the absence of any record in the Chairmans office

Court observe that

Mr Deane

(3) Rb 59-07

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation Sheet draft form.)

Mr. D'Cruz was only in charge of the Chairman's office during the latter's short absence, the proper course for Mr. D'Cruz to have adopted in the circumstances under reference would have been, if necessary, to make part payment and reserve the final settlement to be effected by Mr. Sitarama Rao, Chairman, on his return from leave which was imminent, rather than to have taken upon himself the responsibility of the unbusinesslike and undesirable consequences of increasing rates.

2) The Chairman's attention is drawn to the desirability of recording rates even in the case of petty prices in work contracts as an essential and effective means of avoiding misunderstandings with contractors.

3) The file of papers & bills submitted by the Chairman are returned.

Mr. 3/8/07 Secy. 3/8/07

To The Chairman, Town Municipal Council, Chief Engr. of Mysore.

Attn 16.8.07 8/11/7

Mysore—Govt. Press—5-8-05.